

Form PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE (Rev. 07-2005)		Attorney's Docket Number <b>15193-0005</b>
<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371</b>		U.S. Application No. (if known, see 37 CFR 1.5) <b>10/561507</b>
International Application No. <b>PCT/IB2004/002034</b>	International Filing Date <b>June 18, 2004</b>	Priority Date Claimed <b>June 20, 2003</b>
<p><b>Title of Invention</b> <b>A DEVICE FOR CUTTING A FRUIT OR VEGETABLE IN A HELICAL SHAPE</b></p>		
<p><b>Applicant(s) for DO/EO/US</b> <b>Hermanus W. Van Heerden</b></p>		
<p>Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:</p>		
<ol style="list-style-type: none"> <li>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a submission under 35 U.S.C. 371.</li> <li>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a submission under 35 U.S.C. 371.</li> <li>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), and (9) and (21) indicated below.</li> <li>4. <input checked="" type="checkbox"/> The US has been elected (Article 31).</li> <li>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))             <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input checked="" type="checkbox"/> has been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ol> </li> <li>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).             <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached herewith.</li> <li>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</li> </ol> </li> <li>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))             <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input type="checkbox"/> have been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li>d. <input checked="" type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li> <li>9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</li> <li>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</li> </ol>		
<p><b>Items 11. to 20. below concern document(s) or information included:</b></p>		
<ol style="list-style-type: none"> <li>11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</li> <li>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</li> <li>13. <input checked="" type="checkbox"/> A preliminary amendment.</li> <li>14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</li> <li>15. <input type="checkbox"/> A substitute specification.</li> <li>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</li> <li>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13<sup>ter</sup>.2 and 37 CFR 1.821 – 1.825.</li> <li>18. <input checked="" type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).</li> <li>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</li> <li>20. <input checked="" type="checkbox"/> Other items or information: A copy of the International Preliminary Report on Patentability with amendments</li> </ol>		
<b>Express Mail Label No.</b> EV416353372US		<b>Date:</b> <i>Dec 19, 2005</i>

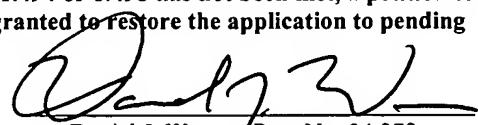
U.S. Application No. (if known, see 37 CFR 1.5) <b>10/561507</b>	International Application No. PCT/IB2004/002034	Attorney's Docket Number 15193-0005	
<p>The following fees are submitted:</p> <p>21. <input checked="" type="checkbox"/> a) Basic national fee (37 CFR 1.492(a)).....\$300.00</p> <p>22. <input checked="" type="checkbox"/> b) Examination fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) ..... \$0 All other situations..... \$200.00</p> <p>23. <input checked="" type="checkbox"/> b) Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) ..... \$0 Search Fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Search Authority ..... \$100.00 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB ..... \$400.00 All other situations..... \$500.00</p> <p><b>TOTAL OF 21, 22 and 23=.....\$</b></p> <p><input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821.(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492 (j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.</p>			
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	Rate
- 100 =	/50 =		x \$250.00
<p>Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).</p>			
Claims	Number Filed	Number Extra	Rate
Total claims	15 - 20 =		x 50.00 \$0.00
Independent Claims	2 - 3 =		x 200.00 \$0.00
Multiple Dependent Claims (if applicable)		+ 360.00 \$	
<b>TOTAL OF ABOVE CALCULATIONS =</b> \$500.00			
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by ½.			
<b>SUBTOTAL =</b> \$500.00			
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).			
<b>TOTAL NATIONAL FEE =</b> \$			
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property + \$			
<b>TOTAL FEES ENCLOSED =</b> \$500.00			

<b>10/561507</b>	Amount to be refunded: \$
	charged: \$

- a.  A check in the amount of \$500.00 to cover the above fees is enclosed.
- b.  Please charge my Deposit Account No. 19-5029 in the amount of \$ \_\_\_\_\_ to cover the above fees. A duplicate copy of this sheet is enclosed.
- c.  The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 19-5029. A duplicate copy of this sheet is enclosed.
- d.  Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization PTO-2038.

**NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.**

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Atty. Docket No. 15193.0005  
Customer No. 29052

**CERTIFICATE OF EXPRESS MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service in an Express Mail envelope (No. EV416353372US) addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 19th day of December 2005.



Theresa L. Camp

Documents attached:

1. Transmittal Form TO US Designated/ Elected Office – 3 pgs
2. Copy of International Application as filed
3. Information Disclosure Statement + References
4. Preliminary Amendment
5. Copy of Intrn'l Preliminary Report on Patentability with Amends.
6. Check in the amount of \$500.00
7. Return receipt post card.